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6 **IN THE UNITED STATES DISTRICT COURT**  
7 **FOR THE DISTRICT OF ARIZONA**  
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9 United States of America,

10 Plaintiff,

11 v.

12 Hector Jimenez-Penaloza,

13 Defendant.  
14

**NO. 18-01690MJ-001**

**MATERIAL WITNESS ORDER OF  
DETENTION**

15 Defendant, Hector Jimenez-Penaloza, having been charged in the District of  
16 Arizona with a violation of Counts One of the Complaint, Title 8 United States Code  
17 Section 1324(a)(1)(A)(ii)(B)(i), and the Magistrate Judge having determined from the  
18 affidavit of the Department of Homeland Security Customs and Border Protection filed in  
19 this case, the following persons can provide testimony that is material to the offense(s)  
20 alleged in the complaint:

21 Jose Angel Esparza-Gonzalez

22 Jose Angel Hernandez-Clemente

23 The Magistrate Judge finds that it may become impracticable to secure the  
24 presence of the witness(es) by subpoena in further proceedings because they are not in  
25 the United States legally and have no legal residence or employment in this Country.

26 IT IS ORDERED that the witness(es) shall be detained pursuant to 18 USC § 3144  
27 in a corrections facility separate, to the extent practicable, from persons awaiting or  
28 serving sentences or being held in custody pending appeal. The witness(es) shall be

DATE: July 13, 2018

Bruce R. Marshall

Bruce G. Macdonald  
United States Magistrate Judge